

## City of Garden Grove

### **INTER-DEPARTMENT MEMORANDUM**

To: Matthew J. Fertal  
Dept.: General Manager  
Subject: RECOMMENDATION TO AWARD  
CONTRACT FOR WEST CHAPMAN AVENUE  
SEWER IMPROVEMENTS PROJECT #7805

From: Keith G. Jones  
Dept.: Public Works  
Date: October 23, 2007

#### OBJECTIVE

To recommend that the Garden Gove Sanitary District (GGSD) Board award a contract for the construction of West Chapman Avenue Sewer Improvements Project.

#### BACKGROUND

The West Chapman Sewer Improvements Project is one of many projects designed to minimize sewer capacity issues throughout the City. The improvements also comply with the Regional Water Quality Control Board's Waste Discharge Requirements and will allow development and redevelopment to continue in the City. The Garden Grove Sanitary District System Evaluation and Capacity Assurance Plan of July 27, 2005 (updated July 2006) identified the West Chapman Sewer Improvements project as one of the high priority projects. A location map is attached identifying this project.

This project will relieve capacity deficiencies in the existing Chapman Avenue Sewer from Dale Street to Beach Boulevard, Nearing Drive Sewer from Chapman Avenue to August Drive, and Augusta Drive Sewer from Dale Street to Nearing Drive. The sewer improvements consist of approximately 4,957 feet of extra strength Vitrified Clay Pipe (VCP) ranging from 8 to 18-inch in diameter. It also includes the construction of twenty (20) new manholes and the modification of three (3) existing manholes. Construction of sewer main in Chapman Avenue includes construction of new sewer siphon under Anaheim-Barber City storm drain channel and modification of existing siphon that ties into new siphon next to Briarwood Street. Reconstruction of a section of storm drain at Dale Street & Chapman Avenue is also required in this project.

#### ANALYSIS

Ten (10) bids were received and opened by the City Clerk's Office in the City Hall at 10:00 a.m. on October 3, 2007 (see Bid Summary Sheet). The apparent low bidder was the SJ&B Group, Inc., but was determined to be non-responsive due to its failure to attach and sign the acknowledgement of receipt forms for addendums nos. 1, 2 and 3. The second apparent low bidder, Palp, Inc. (DBA Excel Paving Company) is the lowest responsive bidder with a total bid of \$1,896,170. This bid is within the current project budget. The licenses and references of the contractor have been reviewed and verified by staff, and all other documentation is in order.

RECOMMENDATION TO AWARD CONTRACT FOR WEST CHAPMAN AVENUE  
SEWER IMPROVEMENT PROJECT #7805

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The third apparent low bidder was Garcia Juarez Construction at \$2,148,580. This bid had a mistake of not adding the bid items correctly. The bid price should have been \$1,645,528, making it the apparent low bidder. However, in reviewing the statutes and authorities, it was determined that this is not an irregularity that the City can waive. In its bid Garcia Juarez Construction has not promised to do the work for \$1,645,528. The "mistake" could otherwise allow this bidder a "last look" to decide if it wants the job. Such a "last look" violates the competitive bidding process. Therefore, this bid should be rejected.

The anticipated contract schedule is as follows:

<i>Award contract</i>	<i>October 23, 2007</i>
<i>Begin construction</i>	<i>November 26, 2007</i>
<i>Complete construction</i>	<i>May 29, 2008</i>

FINANCIAL IMPACT

This project will be financed with sewer funds. This project will have no impact on the General Fund.

COMMUNITY VISION IMPLEMENTATION

This project is consistent with the community vision for maintaining and upgrading the sewer system to ensure maximum protection of public health and the environment.

RECOMMENDATION

It is recommended that the Garden Grove Sanitary District Board:

- Award contract to Palp, Inc. (DBA Excel Paving Company) for \$1,896,170.
- Reject all other bids.
- Authorize the General Manager and Secretary to execute the agreement on behalf of the Sanitary District.

KEITH G. JONES  
Public Works Director

By: Samuel Kim  
Acting Project Engineer

Attachments: 1) Location Map  
2) Bid Summary Sheet

**CITY OF GARDEN GROVE  
PUBLIC WORKS DEPARTMENT  
ENGINEERING DIVISION**

**BID SUMMARY SHEET**

PROJECT: West Chapman Avenue Sewer  
Improvement Project #7805

BID OPENING

DATE: October 3, 2007

TIME: 10:00 AM

<u>Facility Name</u>	<u>Engineer's Estimate</u>	<u>Contract Amount</u>
West Chapman Avenue Sewer Improvement Project #7805	\$2,340,575	\$1,896,170

<u>Bidder's Name</u>	<u>Total Bid</u>	<u>%Under /Over Engineers Estimate</u>
1. The SJ&B Group, Inc. <b>(Non Responsive)</b>	\$ 1,867,585	- 20.2%
2. Palp, Inc. DBA Excel Paving Company	\$ 1,896,170	- 19.0%
3. Garcia Juarez Construction, Inc.	\$ 2,148,580	- 8.2%
4. GCI Construction, Inc.	\$ 2,237,330	- 4.4%
5. Ken Thompson, Inc.	\$ 2,559,130	+ 9.3%
6. Andrew Papac and Sons	\$ 2,660,131	+ 13.7%
7. DSLB, Inc.	\$ 2,674,370	+ 14.3%
8. Ramona, Inc.	\$ 2,736,300	+ 16.9%
9. Vasilj, Inc. DBA Ivanco	\$ 3,081,971	+ 31.7%
10. Colich Construction, LP	\$ 3,954,457	+ 69.0%